

MINUTES
BOARD OF EXAMINERS
OF PRIVATE INVESTIGATORS
AND PRIVATE SECURITY AGENCIES
HEARINGS/MEETING
WEDNESDAY
OCTOBER 31, 2016
10:00 A.M.
DGE CONFERENCE ROOM
655 SOUTH BAY ROAD
SUITE 1A
DOVER, DE

I. Call to Order

Major Purcell called the meeting to order at 1001 hours and subsequently turned the meeting over to Ms. Anderson. The meeting is recorded and the Professional Licensing Section will maintain the records.

Ms. Anderson asked everyone to introduce themselves around the table.

The following members of the Board of Examiners were in attendance:

Major Galen M. Purcell
Director Robert J. Irwin
Mrs. Sandra C. Taylor @ 1002
Mr. Mark W. Rainford
Mr. Wayne A. Keller
Ms. Kelly R. Jansen
Mr. Harvey A. Woods, III @ 1018

The following members of the Board of Examiners were absent:

Lt. Colonel Monroe B. Hudson, Jr.
William G. Bush, IV, Esquire

The following staff members were in attendance:

Rae Mims, Esquire – Deputy Attorney General
Lt. Kerry B. Reinbold – Professional Licensing
Ms. Peggy L. Anderson – Professional Licensing
Mrs. Megan C. Bingham – Professional Licensing
Ms. Courtney F. Rutkowski – Professional Licensing

The following staff members were absent:

Capt. S. Benjamin Parsons – State Bureau of Identification
Sgt. Matthew M. Zolper – Professional Licensing
Mr. Michael Terranova – DTCC Representative

The following individuals were also in attendance:

There was no public in attendance

II. Review and Acceptance of Meeting Minutes

A. July 28, 2016

Mr. Irwin, with a second by Maj. Purcell, made a motion to approve the minutes from 07/28/16 meeting as presented. The motion was carried.

III. Appeal Hearings & Other Actions

Ms. Anderson will be the facilitator of all actions taken today and the Board members will have the opportunity to ask questions of the individuals. There will be discussion and then the voting of the status of the individual/agency in question.

A. Requested Hearings

1. Nichele L. Everette

Ms. Anderson presented the background on Ms. Everette as follows:

- 09/30/88 – Theft under \$500
 - 12/20/88 – Guilty
- 04/25/16 – Found charge under a separate T number and was never rolled over
- 04/27/16 – Placed on watch status – no notification sent
- 07/01/16 – Held until now to see if HB 213 would pass this time
- 07/15/16 – Certified/first class notification of intent to revoke sent & e-mail to agency
- 07/20/16 – Ms. Everette called and wanted to know how/why this was. Explained the situation to her and why we waited until after 07/01/16. Told her to start Pardon process right away and to keep PLA informed of that progress and I would try to help her out in any way possible. She seemed okay and thanked PLA for explaining and giving her as much time as possible to get Pardon.
- 08/15/16 – Certified notification returned – unclaimed
- 08/15/16 – Deadline for hearing request – none received
- 08/16/16 – Received notification from Ms. Everette asking for direction/help with the hearing
- 08/25/16 – Ms. Everette called and stated that she needs more time for the Pardon as she just had surgery and is waiting on cash to continue with process

- 09/20/16 – Received a letter from Ms. Everette to me but envelope was addressed to Secretary of State, asking for more time
- 09/20/16 – Called and left msg @ 1502 to find out what she wanted done with this letter
- 09/28/16 – Certified/first class notification of hearing date sent
- 10/01/16 – Green card signed for
- 10/18/16 – Received an e-mail from SOS Security inquiring about Ms. Everette's status
- 10/18/16 – Ms. Everette called @ 1642 and asked for a continuation for her hearing. She does not have any money or any way to get down here and does not get paid until 10/28/16 – working for SOS Security in Delaware

Ms. Everette did not show for her requested hearing.

After lengthy discussion Mr. Irwin, with a second by Ms. Jansen, made a motion to revoke Ms. Everette's security guard identification card. The motion was carried. Mr. Rainford abstained.

B. Notice of Emergency Suspension with Intent to Revoke

1. Shanaye G. Brown

Ms. Anderson presented the background on Ms. Brown as follows:

- 01/14/13 – Processed application for security guard
- 01/08/16 – Quarterly arrest report revealed:
 - 10/14/15 – Possession of Marijuana
 - 07/11/16 – Trial – Found Guilty
- 01/13/16 – Certified/first class notification of watch status sent
- 02/23/16 – Certified mail returned – Unclaimed
- 07/12/16 – Certified/first class notification of emergency suspension w/intent to revoke sent
- 07/20/16 – Certification notification returned – Unclaimed
- 08/12/16 – Deadline for hearing request – none received

Mrs. Taylor, with a second by Mr. Keller, made a motion to revoke Ms. Brown's security guard identification card. The motion was carried.

2. Evan J. Gill

Ms. Anderson presented the background on Mr. Gill as follows:

- 07/31/13 – Processed application for security guard
- 07/05/16 – Quarterly arrest report revealed:
 - 05/05/16 – Shoplifting under \$1500
 - 06/06/16 – Found Guilty
- 07/06/16 – Certified/first class notification of emergency suspension with intent to revoke sent

- 07/12/16 – Certified notification returned – forward order expired
- 07/12/16 – Certified notification of emergency suspension with intent to revoke sent to new address
- 08/06/16 – Deadline for hearing request – none received
- 08/11/16 – Certified notification to new address returned – unclaimed

Mr. Rainford, with a second by Ms. Jansen, made a motion to revoke Mr. Gill's security guard identification card. The motion was carried.

C. Notice of Emergency Suspension

1. Christopher J. Norquist

Ms. Anderson presented the background on Mr. Norquist as follows:

- 08/17/16 – Received notification of an accidental firing of weapon inside building
- 08/26/16 – Certified/first class notification of emergency suspension sent
- 09/26/16 – Deadline for hearing request – none received
- 09/27/16 – E-mail sent reminding of deadline – replied he found better employment and does not wish to proceed with a hearing
- 10/05/16 – Green card signed for

Ms. Anderson explained that Mr. Norquist has voluntarily turned in his red armed security guard identification card. No vote necessary at this time.

D. Updates from Previous Decisions

Ms. Anderson presented the following updates on the following individuals.

1. Kevin C. Butcher
 - 08/03/16 – All charges were Nolle Prosequi – Administratively Reinstated
2. Jerry A. Christian
 - 08/04/16 – Provided certified documentation from NJ Court – Denial Lifted
3. Kimwyna O. Edelin
 - 10/12/16 – Charges removed from FBI PA record – Denial Lifted
4. Charliane L. Hopkins
 - 10/03/16 – All charges either Nolle Prosequi or Dismissed – Administratively Reinstated
5. Jordanuwel E. R. Howard
 - 09/26/16 – Guilty of a lesser charge – Administratively Reinstated
 - Cannot carry/use a firearm

6. Derrick J. Robinson
 - 09/29/16 – Charge was Nolle Prosequi
 - 10/18/16 – Charge was Nolle Prosequi
 - 10/19/16 – Administrative Reinstated
7. Jessica E. Whittle
 - 09/05/16 – PGJ was Dismissed – Administratively Reinstated
8. Paul L. Williams, Jr.
 - 08/18/16 – Provided certified documentation from PA Court – Denial Lifted

Ms. Anderson presented D.1.-8 for informational purposes only. No vote necessary.

IV. Licensures

Ms. Anderson passed on from Mrs. Bingham that all licensures, renewals, approvals and changes in Item IV have met all the statutory requirements for Delaware Code Title 24 Chapter 13 and the Rules & Regulations and have provided same to the Professional Licensing Section. All renewals with no changes have been administratively approved for renewal licensure and are presented as FYI only.

- A. Class A – Private Investigative Agency – *Renewals - FYI*
 1. ADP Screening and Selection Services, Inc.
 2. Alpha & Omega Investigations, Inc.
 3. Atlantic Security International Investigations
 4. Capital Investigating
 5. Charles B. Hughes & Associates, LLC
 6. Covert Solutions Group, LLC
 7. Eagle Investigations
 8. EFI Global, Inc.
 9. HUB Enterprises, Inc.
 10. McNelis Investigative Services, Inc.
 11. Peter Vallas Associates, Inc.
 12. S & H Investigative Service
 13. TNT Surveillance

Ms. Anderson presented A.1-13 as informational purposes only for renewals with no changes. No vote necessary.

- B. Class A – Private Investigative Agency – *New*
 1. Archangel Investigations & Protection, Inc.
 - a. License Holder – Michael J. Clarke
 - b. Delaware Manager – Michael J. Clarke
 2. Senators Security Consulting, LLC
 - a. License Holder – Jonathan A. Cherry

Maj. Purcell, with a second by Mr. Rainford, made a motion to approve B.1-2 as presented for new licensure. The motion was carried.

C. Class A – Private Investigative Agency – *Changes*

1. T and B Investigations
 - a. Upgrade to Class C

Mr. Keller, with a second by Mr. Woods, made a motion to approve C.1.a for upgrade as presented. The motion was carried.

- b. Name Change
 - i. T and B Investigations and D.M.P. Security Agency LLC

Mr. Woods, with a second by Mr. Keller, made a motion to approve C.1.b.i for name change as presented. The motion was carried.

D. Class A – Private Investigative Agency – *Name Change*

1. Chapel Arms, LLC
 - b. The Jones Group of Delaware, LLC

Mr. Woods, with a second by Mr. Keller, made a motion to approve D.1.b for name change as presented. The motion was carried.

E. Class A – Private Investigative Agency – *Resignations/Non-Renewals*

1. ICS Merrill Div. of EMSI
2. Kadash Investigations
3. The Bartech Agency
4. Upper Cape Investigations, LLC

Ms. Anderson presented E.1.-4 as informational purposes only for resignations/non-renewals. No vote necessary

F. Class B – Private Security Agency – *Renewals - FYI*

1. Andy Frain Services, Inc.
2. Black Star Security, Inc.
3. Chenega Security Protection Services, LLC
4. Colonial Security Service, Inc.
5. Paragon Systems, Inc.
6. United Security, Inc.

Ms. Anderson presented F.1.-6 as informational purposes only for renewals with no changes. No vote necessary.

- G. Class B – Private Security Agency – *New*
1. Coastal International Security, Inc.
 - a. Delaware Manager – David J. McClintock
 - b. License Holder – Mehtab S. Khalsa
 2. Point 2 Point Security
 - a. Delaware Manager – Cindy M. Blevins
 - b. License Holder – Cindy M. Blevins

Mrs. Taylor, with a second by Ms. Jansen, made a motion to approve G.1.-2 as presented for new licensure. The motion was carried.

- H. Class C – Private Investigative & Private Security Agency – *Renewals - FYI*
1. Bennett Detective and Protective Agency, Inc.
 2. Casepro
 3. Tactical Response Security Consulting, Inc.

Ms. Anderson presented H.1.-3 as informational purposes only for renewals with no changes. No vote necessary.

- I. Class C – Private Investigative & Private Security Agency – *Resignations/Non-Renewals*
1. Chesapeake Protective Services

Ms. Anderson presented I.1 as informational purposes only for resignations/non-renewals. No vote necessary.

- J. Class D – Armored Car Agency – *Renewals - FYI*
1. Garda CL Atlantic, Inc.

Ms. Anderson presented J.1 as informational purposes only for renewals with no changes. No vote necessary.

- K. Approved Instructors
1. Issues
 - a. Christopher J. Norquist

Lt. Reinbold had previously informed the Board that Professional Licensing had received word of an accidental firing of a weapon inside a building, by Mr. Norquist, while instructing a student.

After discussion, it was determined that Mr. Norquist could continue to be an approved instructor if he wishes to do so. Correspondence from Mr. Norquist indicates that he will not be instructing any firearms classes in Delaware.

- b. Mark D. Micioto

Ms. Anderson asked the Board to review the handout regarding Mr. Micioto's instructor certificates. This Board denied Mr. Micioto at the last meeting and asked for him to provide more recent training certificates. They are included in the handout.

After discussion, Mr. Rainford, with a second by Mr. Irwin, made a motion to deny Mr. Micioto as a Professional Licensing approved firearms instructor. The motion was carried.

- L. Rule 11.0 – Uniforms, Patches, Badges, Seals, Vehicular Markings
 - 1. Allied Universal
 - a. Logo/Business Card/Letterhead
 - b. Brochure
 - c. Vehicles
 - 2. Coastal International Security, Inc.
 - a. Patch
 - b. Letterhead/Logo
 - c. Uniform
 - d. Badge
 - 3. Point 2 Point Security
 - a. Patch
 - b. Uniform
 - c. Website
 - 4. T and B Investigations and D.M.P. Security Agency LLC
 - a. New Uniform
 - 5. The Jones Group of Delaware, LLC
 - a. Website
 - b. Logo

Major Purcell, with a second by Mr. Irwin, made a motion to approve L.1.-5, inclusive, as presented for approval. The motion was carried.

- M. Address/Phone Number Changes
 - 1. J.T. Becker & Company, Inc.
 - 2. Shannon Associates

Ms. Anderson presented M.1.-2 as informational purposes only for address/phone number changes. No vote necessary.

- V. Old Business
 - A. Professional Licensing
 - 1. Rules & Regulations

Ms. Anderson explained that the following two rules are being presented for final approval/publication. The public comment period has ended with no comments received.

a. 1.0 – Firearms Policy

Mr. Rainford, with a second by Mr. Keller, made a motion to approve Rule 1.0 Firearms Policy for final publication. The motion was carried.

a. 4.0 – Training Requirements

Mr. Irwin, with a second by Mrs. Taylor, made a motion to approve Rule 4.0 Training Requirements for final publication. The motion was carried.

B. Board Members

The Board members did not have any old business at this time.

C. Lieutenant Colonel

Major Purcell did not have any old business to report, on behalf of Lt. Col. Hudson, at this time.

VIII. New Business

A. Professional Licensing

Professional Licensing did not have any new business at this time.

B. Board Members

The Board members did not have any new business at this time.

C. Lieutenant Colonel

Major Purcell did not have any new business to report, on behalf of Lt. Col. Hudson, at this time.

IX. Public Comment (At the discretion of the Board Chair)

There was no public in attendance.

X. Adjournment

A. Next Hearing/Meeting

1. Friday, January 13, 2017 @ 10:00am

Mr. Irwin, with a second by Ms. Jansen, made a motion to adjourn the meeting at 1032 hours. The motion was carried.